



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 1
1 CONGRESS STREET, SUITE 1100
BOSTON, MASSACHUSETTS 02114-2023

Superfund Records Center
SITE: Wells 648
AGENCY: 11-09
BREAK: 11-09
OTHER: Olympia Non

June 7, 2004

David Rosenblatt, Esq.
Burns & Levinson LLP
125 Summer Street
Boston, MA 02110-1624

Dear Dave:

As a follow up to our conversation of last week, I am clarifying the compromise of past response costs included in the Administrative Order on Consent (Order) sent to you last week for signature (CERCLA Docket No. 01-2004-0059). Based upon EPA's March 4, 2004 cost summary that was provided to you, EPA's current total site costs attributed to the Olympia property total \$2,117,672.45, exclusive of interest. Under the Order, approximately one-half of this amount will be forgiven if your client enters into the above referenced Order and completes the work required in a satisfactory matter. The Order provides for a compromise of \$1,096,741.27. This amount includes approximately one-half of the total costs (\$1,072,565.26) plus interest (\$24,176.01), thereon.

In addition, I have discussed with my management and the technical staff in both the removal and remedial offices of the Superfund Office and their respective managers a possible future compromise of the remaining past costs. I have also discussed this future compromise with the Senior Attorney assigned to this case at the Department of Justice. They have all agreed to recommend, to their respective management, that the remainder of these costs be forgiven should your client agree to perform the Remedial Design/Remedial Action (and/or any other remaining appropriate response actions for the Site), including appropriate operation and maintenance, under a Consent Decree, or where appropriate, an Administrative Order, premised, of course, on this work being conducted and completed in a manner that is acceptable to EPA. Also, as we have discussed, this representation should not be construed and is not presented as a covenant not to sue as to present or future claims for remaining past response costs or performance of response actions at the Site.

Sincerely,

M. Gretchen Muench
Senior Enforcement Counsel



SEMS DocID

628461

Toll Free • 1-888-372-7341

Internet Address (URL) • <http://www.epa.gov/region1>

Recycled/Recyclable • Printed with Vegetable Oil Based Inks on Recycled Paper (Minimum 30% Postconsumer)

cc: Henry Friedman, DOJ
Sharon Fennelly, EPA ✓
Steve Novick, EPA
Joe Lemay, EPA
Bob Cianciarulo